IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

Crl.Rev.Pet.No. 2785 of 2007()

CRA.254/2003 of SESSIONS COURT, MANJERI
CC.22/1999 of THE J.F.C.M.I, PERINTHALMANNA

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REVN. PETITIONER: REVISION PETITIONER/APPELLANT/ACCUSED

C.P.UNNI,S/O.VELU,
CHERUPARAMBATH, THRIKKULAM AMSOM,
THIRURANGADI TALUK, MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS: STATE COMPLAINANT

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1. THE STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR,. HIGH COURT OF KERALA,
ERNAKULAM, COCHIN-31.

2. SIDHIQUE,S/O. KUNHIMOHAMMED,
AKKAPARAMBAN HOUSE,THACHINGANADAM AMSOM DESOM,
PERINTHALMANNA TALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.ABRAHAM SAMSON
PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 2785 of 2007

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Dated, this the 24th day of July 2007

ORDER

The accused in C.C.22 of 1999 on the file of the J.F.C.M.-I, Perinthalmanna, for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. **Crl.M.A 8083 of 2007** has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. The amount of Rs. 25,000/- (Rupees twenty five thousand) deposited before the trial court pursuant to the orders passed by the lower appellate court shall be refunded to the 2nd respondent complainant.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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